

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                             |   |                              |
|-----------------------------|---|------------------------------|
| In re Application of:       | ) |                              |
|                             | ) |                              |
| David M. Brickman et al.    | ) | Group Art Unit: 3692         |
|                             | ) |                              |
| Application No.: 10/825,182 | ) | Examiner: Merchant, Shahid R |
|                             | ) |                              |
| Filed: April 16, 2004       | ) |                              |
|                             | ) |                              |
| For: METHOD OF STRUCTURING  | ) | Confirmation No.: 8293       |
| AND USING A PERFORMANCE-    | ) |                              |
| BASED PARTICIPATION         | ) |                              |
| CERTIFICATE                 | ) |                              |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REPLY TO OFFICE ACTION**

In reply to the Office Action mailed February 14, 2008, the period for response to which extends through May 14, 2008, please amend the above-identified application as follows:

**Amendments to the Claims** begin on page 2.

**Remarks** follow the amendment section of this paper.